



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of	)	
	)	FOR: SHOULDER PRESS EXERCISE
RANDALL T. WEBBER, ET AL.	)	MACHINE
	)	
Serial No.: 10/699,992	)	Group
	)	Art Unit: Unknown
Filed: November 3, 2003	)	

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. §§ 1.97 and 1.98**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Attention: Examiner

Dear Sir:

Applicants submit herewith references of which they are aware, which they believe may be material to patentability of the invention disclosed and claimed in the above-cited application and with respect to which there may be a duty to disclose in accordance with 37 C.F.R. § 1.56.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on:

February 10, 2004  
(Mailing Date)

Linda Thompson  
(Typed Name)

*Linda Thompson*  
(Signature)

February 10, 2004  
(Date of Signature)

Applicants are submitting herewith copies of the references which are set forth on the attached Form PTO/SB/08A. As all relevant parts of the references are in the English language, no explanation of the references is provided herein.

This Information Disclosure Statement is submitted within three (3) months of the filing date of the above-cited application or of the date of entry into the national phase of the application or prior to the mailing date of a first Office Action thereon, whichever has occurred last, such that no fee is required.

Further, while the references provided in this Information Disclosure Statement may be material to patentability pursuant to 37 C.F.R. § 1.56, it is not intended to constitute an admission that any reference referred to herein is prior art for this invention unless specifically designated as such.

Also, in accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. § 1.56(a) exists.

Respectfully submitted,

Dated: February 10, 2004 By: Katherine Proctor  
Katherine Proctor  
Agent for Applicants  
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Docket No.: 5767-PA26

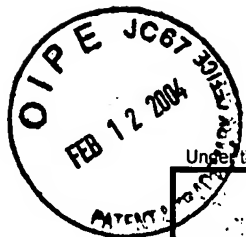


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Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				Complete if Known	
				Application Number	10/699,992
				Filing Date	November 3, 2003
				First Named Inventor	Randall T. Webber
				Group Art Unit	Unknown
				Examiner Name	Unknown
Sheet	1	of	4	Attorney Docket Number	5767-PA26
<b>U.S. PATENT DOCUMENTS</b>					
Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Number	Kind Code <sup>2</sup> (if known)		
		248,121		E.A. Tuttle	10-11-1881
		2,252,156		J. D. Bell	08-12-1941
		3,446,503		D.C. Lawton	05-27-1969
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		5,334,120		Aaron P. Rasmussen	08-02-1994
Examiner					Date Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to application.

<sup>1</sup>Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent documents. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

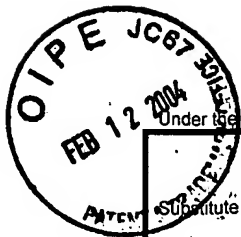


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		Number	Kind Code <sup>2</sup> (if known)		
		5,342,269		Richard Huang, et al.	08-30-1994
		5,346,447		Kenneth W. Stearns	09-13-1994
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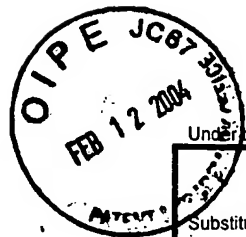
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		5,803,882		Douglas J. Habling, et al.	09-08-1998
		5,810,701		Patrick D. Ellis, et al.	09-22-1998
		5,876,095		Gary L. Johnston	03-02-1999
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		6,605,024	B2	Kenneth W. Stearns	08-12-2003
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<b>OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS</b>					
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			T <sup>2</sup>
		Boss Fitness Brochure, 1993			
		Hammer Strength, Hammer Brochure, 1993			
		FS-403 Shoulder Press, Flex Brochure, 1995			
		Paramount Advanced Performance System - Leg Press AP - 2800 (brochure dated 2000)			
		08003 Rower, Gym 80 Brochure, 2001			
		Gym 80 Brochure, 2001			
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		Flex Fitness Brochure, date unknown			
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		Pace, Henley International Brochure, date unknown			
		FA-508 Dip Machine, Flex Brochure, date unknown			
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		Schwinn Natural Strength, Schwinn Magazine advertisement, date unknown			
		S202 Rigid Arm Lat Pulldown, Hoist Fitness Systems Customer Catalog, 1995			
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		HD Series: HD-1300 and 1700, Hoist Fitness Systems 2002			
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